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NIT-133-05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

K. YASUDA et al

Serial No. 10/003,305

Filed: December 6, 2001

For: POLYNUCLEOTIDE SEPARATION METHOD AND APPARATUS THEREFOR

REQUEST FOR REFUND

Mail Stop 16  
Director of the US  
Patent and Trademark Office  
Alexandria, VA 22313-1450

Sir:

Applicants request a refund in the above-identified application due to an error on the part of the Patent Office.

On September 9, 2003, Applicants filed a Terminal Disclaimer in the above-identified application. The filing fee was correctly charged to the deposit account on September 11, 2003. On September 16, 2003, Applicants filed an Amendment in the above-identified application, enclosing a copy of the Terminal Disclaimer filed on September 9, 2003.

However, the Applicants' representative's Monthly Statement of Account for September, 2003 (copy enclosed) indicates that a second terminal disclaimer fee was charged to the deposit account on September 25, 2003, even though there should have been no charge for filing a copy of the previously filed terminal disclaimer. Copies of the mailroom date-

Adjustment date: 01/03/2004 EEKUBAY1  
09/25/2003 CDESSAU 00000006 501417 10003505  
01 FC:181 110.00 CR

01-02-

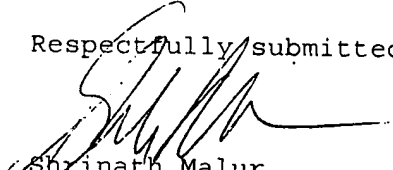
Serial No. 10/003,305

NIT-133-05

stamped receipt of September 9, 2003 (indicating receipt of the Terminal Disclaimer) and fax receipt dated September 16, 2003 (indicating that the Terminal Disclaimer filed on September 16, 2003 was indeed a copy of the one filed on September 9, 2003) are enclosed as evidence that the Patent Office received the necessary payment for the filing fee on September 11, 2003.

Please credit a refund in the amount of \$110.00 to the Deposit Account No. 50-1417.

Respectfully submitted,

  
Shrinath Malur  
Registration No. 34,663  
Attorney for Applicants

MATTINGLY, STANGER & MALUR  
1800 Diagonal Road, Suite 370  
Alexandria, Virginia 22314  
(703) 684-1120  
Date: December 23, 2003



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Page**Deposit Account Statement**

Requested Statement Month: September 2003  
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MATTINGLY, STANGER & MALUR, P.C.  
ATTORNEYS AT LAW  
1800 DIACONIA ROAD, SUITE 370  
ALEXANDRIA, VIRGINIA 22314  
(703) 684-1120

Date: September 16, 2003  
FACSIMILE COVER LETTER

Facsimile Number: 703 748-5149

TO: Examiner Jeanine Goldberg  
Group Art Unit 1634, USPTO

FROM: Mr. Ephraim Malur  
MATTINGLY, STANGER & MALUR, P.C.

Re: URN 10/003,305  
Attorney Docket No.: MIT-111-15

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following listed documents are being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

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Second Preliminary Amendment. Also,  
Transmittal of Terminal Disclaimer and  
Terminal Disclaimer to Obviate a Double Patenting  
objection (37 CFR 1.721(b)) (ref. to 7-20-02) filed 9/8/03

September 16, 2003  
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NIT-133-05

MATTINGLY STANGER & MALUR  
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(703) 684-1120

K. YASUDA et al

Serial No. 10/003,305

Filed: December 6, 2001

For: POLYNUCLEOTIDE SEPARATION METHOD AND APPARATUS THEREFOR

Papers Filed Herewith:

TRANSMITTAL OF TERMINAL DISCLAIMER; and  
Terminal Disclaimer to Obviate a Double Patenting  
Rejection (37 CFR 1.32(b)) (ref OG 7-28-92)



Receipt is hereby acknowledged of the papers filed, as identified in connection with the above-identified patent application.

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